

Adopted	Rejected
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COMMITTEE REPORT

YES:	25
NO:	0

MR. SPEAKER:

*Your Committee on Ways and Means, to which was referred House Bill 1714, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, delete lines 1 through 17.
- 2 Page 2, delete lines 1 through 11.
- 3 Page 10, line 8, reset in roman "(h)".
- 4 Page 10, line 8, delete "a" and insert "A".
- 5 Page 10, line 8, reset in roman "person".
- 6 Page 10, line 12, after "determination." insert "**may appeal the**
- 7 **determination of the county auditor under subsection (e) by filing**
- 8 **a complaint in the office of the clerk of the circuit or superior**
- 9 **court.**".
- 10 Page 13, delete lines 16 through 42.
- 11 Page 14, delete lines 1 through 31.
- 12 Page 14, between lines 38 and 39, begin a new line double block
- 13 indented and insert:
- 14 "(A) full;".

- 1 Page 14, line 39, delete "(A)" and insert "**(B)**".
- 2 Page 14, line 40, delete "(B)" and insert "**(C)**".
- 3 Page 17, line 27, delete "intervene;" and insert "**appear as an**
- 4 **additional party;**".
- 5 Page 19, line 40, after "If" insert ":
- 6 **(1)**".
- 7 Page 19, line 41, delete "subsection," and insert "**subsection; and**
- 8 **(2) the Indiana board has not issued a determination;**".
- 9 Page 19, line 41, beginning with "the tax" begin a new line blocked
- 10 left.
- 11 Page 20, delete lines 41 through 42.
- 12 Delete page 21.
- 13 Page 22, delete lines 1 through 19.
- 14 Page 23, line 2, reset in roman "(a)".
- 15 Page 23, after line 42, begin a new paragraph and insert:
- 16 "**(b) A person may appeal the determination of the county**
- 17 **auditor under subsection (a) by filing a complaint in the office of**
- 18 **the clerk of the circuit or superior court.**".
- 19 Page 25, line 5, delete "A commercial or an industrial taxpayer must
- 20 include with".
- 21 Page 25, delete lines 6 through 8.
- 22 Page 25, line 10, delete "and the accompanying filing fee".
- 23 Page 25, line 11, delete "The".
- 24 Page 25, delete lines 12 through 14.
- 25 Page 27, delete lines 7 through 10.
- 26 Page 27, line 11, delete "(3)" and insert "**(2)**".
- 27 Page 27, line 16, delete "to make a determination" and insert ",
- 28 **upon agreement of all parties to the proceeding, to determine**".
- 29 Page 27, line 32, delete "(a)(3)(M):" and insert "**(a)(2)(M):**".
- 30 Page 28, between lines 16 and 17, begin a new paragraph and insert:
- 31 "SECTION 19. [EFFECTIVE JULY 1, 2003] **(a) Notwithstanding**
- 32 **IC 6-1.1-5.5-4(a), as amended by this act, a person filing a sales**
- 33 **disclosure form under IC 6-1.1-5.5 with respect to a sale of real**
- 34 **property that occurs:**
- 35 **(1) after December 31, 2003; and**
- 36 **(2) before January 1, 2006;**
- 37 **shall pay a fee of ten dollars (\$10) to the county auditor.**
- 38 **(b) Notwithstanding IC 6-1.1-5.5-4(b), as amended by this act,**

- 1 **and IC 6-1.1-5.5-12(d), forty percent (40%) of the revenue**
 2 **collected under:**
 3 **(1) subsection (a); and**
 4 **(2) IC 6-1.1-5.5-12;**
 5 **for the period referred to in subsection (a) shall be deposited in the**
 6 **county sales disclosure fund established under IC 6-1.1-5.5-4.5. Ten**
 7 **percent (10%) of the revenue shall be transferred to the treasurer**
 8 **of state for deposit in the assessment training fund established**
 9 **under IC 6-1.1-5.5-4.7. Fifty percent (50%) of the revenue shall be**
 10 **transferred to the treasurer of state for deposit in the arbitration**
 11 **and mediation fund established by subsection (c).**
 12 **(c) The arbitration and mediation fund is established to receive**
 13 **fees and penalties deposited under subsection (b) to pay the**
 14 **expenses of voluntary arbitration and mediation conducted under**
 15 **rules adopted by the Indiana board under IC 6-1.5-6-2(a)(2)(D)**
 16 **and IC 6-1.5-6-2(a)(2)(E), both as added by this act. The fund shall**
 17 **be administered by the treasurer of state.**
 18 **(d) The expenses of administering the fund shall be paid from**
 19 **money in the fund.**
 20 **(e) The treasurer of state shall invest the money in the fund not**
 21 **currently needed to meet the obligations of the fund in the same**
 22 **manner as other public money may be invested. Interest that**
 23 **accrues from these investments shall be deposited in the fund.**
 24 **(f) This SECTION expires January 1, 2007."**
 25 Renumber all SECTIONS consecutively.
 (Reference is to HB 1714 as introduced.)

and when so amended that said bill do pass.

Representative Crawford